

THE HONORABLE MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

HMM CO., LTD.,

Plaintiff,

v.

LOUIS DREYFUS CO. FREIGHT ASIA
PTE. LTD.,

Defendant.

Case No. 21-CV-01561 MJP

ORDER GRANTING MOTION TO
STAY PROCEEDINGS PENDING
LONDON ARBITRATION

**NOTED FOR HEARING:
APRIL 14, 2022**

Upon the Stipulated Motion of the parties hereto, Plaintiff HMM CO., LTD. ("Plaintiff") and Defendant LOUIS DREYFUS CO. FREIGHT ASIA PTE. LTD. ("Defendant"), for an Order granting the motion to stay the action pending the completion of London arbitration, and good cause appearing therefor, it is hereby

ORDERED that the Stipulated Motion to Stay Proceedings pending London Arbitration is **GRANTED**; and it is further

ORDERED that this action shall be stayed pending the conclusion of London Arbitration proceedings between the parties or until such other date as may be stipulated to by the parties or Ordered by this Court; and it is further

ORDERED that upon conclusion of London Arbitration proceedings between Plaintiff and Defendant and/or until such other date as may be agreed to by the parties, any

ORDER GRANTING MOTION TO STAY
PROCEEDINGS PENDING LONDON ARBITRATION:
CASE NO. 21-CV-01561 MJP - 1

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Seattle, WA 98101-4010
Telephone: 206-622-1711

1 party may apply to this Court for the stay to be lifted; and it is further

2 **ORDERED** that the surety LOU posted by Defendant as partial security for the claim
3 as determined in London Arbitration proceedings shall remain in place pending the
4 completion of such arbitration and payment of any sums awarded in such arbitration to the
5 Plaintiff and/or pending other stipulation executed by both parties and so ordered by this
6 Court, or until such time as this Court orders the release or modification of said security
7 pursuant to an application by any party; and it is further

8 **ORDERED** that all deadlines and the bench trial setting in this matter are
9 **VACATED**; and it is further

10 **ORDERED** that that the Clerk of the Court administratively close the matter during
11 the pendency of the stay, but at all times the Court will reserve jurisdiction over the case; and
12 it is further

13 **ORDERED** that any party may, upon a showing of good cause, move to have the
14 stay lifted in this case and the matter returned to the active docket of the Court for further
15 handling; and it is further

16 **ORDERED** that the parties will provide joint status updates to the Court every one
17 hundred and eighty (180) days.

18 **IT IS SO ORDERED.**

19 Dated this 15th day of April, 2022.

20
21 

22 _____
23 Marsha J. Pechman
24 United States Senior District Judge
25
26

CERTIFICATE OF SERVICE

I hereby certify that on the 14th day of April, 2022, I caused to be served the foregoing ORDER GRANTING MOTION TO STAY PROCEEDINGS PENDING LONDON ARBITRATION on the following party at the following address:

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Attorneys for Plaintiff HMM CO., LTD.

by:

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U.S. Postal Service, ordinary first class mail
U.S. Postal Service, certified or registered mail,
return receipt requested
hand delivery
facsimile
electronic service
other (specify) _____

/s/ Philip Lempriere

Philip Lempriere, WSBA No. 20304

CERTIFICATE OF SERVICE - 1

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